

Reserv 2/13/08

Modoc National Forest

Forest Notification No. 09-1613

State Stream Code No. 0-021-31-00-0

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

NOTIFICATION OF EXISTING WATER USE

TO THE STATE WATER RIGHTS BOARD OF THE STATE OF CALIFORNIA:

The UNITED STATES OF AMERICA, acting by and through the FOREST SERVICE, UNITED STATES DEPARTMENT OF AGRICULTURE, hereby notifies you of the following existing water use on reserved land in California within the Pit River watershed of the Modoc (National Forest) (National Grassland)* for National Forest System purposes:

(1) The source of the water used is unnamed stream (stream, lake, spring, or well)

if unnamed, so state, located in Modoc County

California, which source is tributary to Pit River

(2) The point of diversion is:

(bearing and distance or coordinate)

being within
distances from section or quarter section corner)

the NENE of Section 25, Township 43N, Range 11E,
(40-acre subdivision)

MD Base and Meridian.

(3) The amount of water used is as follows: (Complete only applicable items)

(a) For diversion and direct application to beneficial use

100 cubic feet per second, the diversion commencing

*Strike out inapplicable words.

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and ending _____ of each year.

- (b) For diversion, storage, and later application to beneficial use: 180.0 acre-feet per annum, to be collected between 1/1 and 12/31 of each year.

- (4) The use(s) to which the water is put is(are) the following:

Irrigation
(domestic, irrigation, power, recreation, stock water, fire
control, or fish culture)

- (5) The place where the water is used is Upper Cummings Reservoir
(commonly used name or local

designation), in the NENE of Section 25
Township 43N, Range 11E, MD Base and Meridian, in
Modoc County, California.

- (6) If said place of use of the water covered by this notification is also served by water covered by another notification or by a water right from the State:

- (a) The number of the Forest Notification of the Modoc National Forest is _____.
- (b) The number of the State (permit) (license)* is _____ issued pursuant to application number _____.

- (7) The water used covered by this notification commenced in the year 1910.

- (8) If the water use covered by this notification is by a person or entity occupying National Forest land under a special use permit:

- (a) The permittee is named _____.

*Strike out inapplicable word.

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(b) The permit was issued for the purpose(s) of _____
_____.

**SAYD PERMITTEE DOES NOT HAVE A WATER RIGHT UNDER CALIFORNIA LAW
COVERING THIS USE.**

The foregoing diversion and use are made pursuant to a withdrawal and reservation of the affected land and resources thereon for National Forest System purposes. The effective date of said withdrawal and reservation is February 13, 1908.

A map, if available, showing points of diversion and use is attached hereto.

The United States of America gives this notification to the State in the interest of comity, and does not concede that the State has power to regulate the rights of the United States to use of the water.

DATED this 17 day of July, 1970

UNITED STATES OF AMERICA

By J. W. D.
Regional Forester, California
Forest Service